

chair, Mr. UPTON, Chairman pro tempore of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 4475) making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 2001, and for other purposes, pursuant to House Resolution 505, he reported the bill back to the House with sundry amendments adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

Is a separate vote demanded on any amendment? If not, the Chair will put them en gros.

The amendments were agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

Pursuant to clause 10 of rule XX, the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 395, nays 13, not voting 27, as follows:

[Roll No. 210]

YEAS—395

Abercrombie	Camp	Duncan
Aderholt	Canady	Dunn
Allen	Cannon	Edwards
Andrews	Capuano	Ehlers
Archer	Cardin	Ehrlich
Armey	Carson	Emerson
Baca	Castle	Engel
Bachus	Chabot	English
Baird	Chambliss	Eshoo
Baker	Clay	Etheridge
Baldacci	Clayton	Evans
Baldwin	Clement	Everett
Ballenger	Clyburn	Ewing
Barcia	Coble	Farr
Barr	Coburn	Filner
Barrett (NE)	Collins	Fletcher
Barrett (WI)	Combust	Foley
Bartlett	Condit	Forbes
Bass	Conyers	Ford
Bateman	Cook	Fossella
Becerra	Cooksey	Fowler
Bereuter	Costello	Frank (MA)
Berkley	Cox	Franks (NJ)
Berman	Coyne	Frelinghuysen
Berry	Cramer	Frost
Biggert	Crane	Gallely
Bilbray	Crowley	Ganske
Bilirakis	Cubin	Gejdenson
Bishop	Cummings	Gekas
Blagojevich	Cunningham	Gephardt
Bliley	Danner	Gibbons
Blumenauer	Davis (FL)	Gilchrest
Blunt	Davis (IL)	Gillmor
Boehlert	Davis (VA)	Gilman
Boehner	Deal	Gonzalez
Bonilla	DeFazio	Goode
Bonior	DeGette	Goodlatte
Bono	Delahunt	Goodling
Boswell	DeLauro	Gordon
Boucher	DeLay	Goss
Boyd	DeMint	Graham
Brady (TX)	Deutsch	Granger
Brown (FL)	Diaz-Balart	Green (TX)
Brown (OH)	Dickey	Green (WI)
Bryant	Dingell	Greenwood
Burr	Dixon	Gutierrez
Burton	Dooley	Gutknecht
Buyer	Doolittle	Hall (OH)
Callahan	Doyle	Hall (TX)
Calvert	Dreier	Hansen

Hastert	McCrery	Sanders
Hastings (FL)	McDermott	Sandlin
Hastings (WA)	McGovern	Sawyer
Hayes	McHugh	Saxton
Hayworth	McInnis	Schaffer
Hefley	McIntyre	Schakowsky
Herger	McKeon	Scott
Hill (IN)	McKinney	Serrano
Hill (MT)	McNulty	Sessions
Hilleary	Meehan	Shaw
Hilliard	Meek (FL)	Shays
Hinchey	Meeks (NY)	Sherman
Hinojosa	Menendez	Sherwood
Hobson	Metcalfe	Shimkus
Hoeffel	Mica	Shows
Hoekstra	Millender-	Shuster
Holden	McDonald	Simpson
Holt	Miller (FL)	Sisisky
Hooley	Miller, Gary	Skeen
Horn	Minge	Skelton
Hostettler	Mink	Slaughter
Houghton	Moakley	Smith (MI)
Hoyer	Mollohan	Smith (NJ)
Hulshof	Moore	Smith (TX)
Hunter	Moran (KS)	Smith (WA)
Hutchinson	Moran (VA)	Snyder
Hyde	Morella	Souder
Inlee	Myrick	Spence
Isakson	Nadler	Spratt
Istook	Napolitano	Stabenow
Jackson (IL)	Neal	Stenholm
Jenkins	Ney	Strickland
John	Northup	Stump
Johnson (CT)	Nussle	Sununu
Johnson, E.B.	Oberstar	Sweeney
Johnson, Sam	Obey	Talent
Jones (NC)	Oliver	Tancred
Kanjorski	Ortiz	Tanner
Kaptur	Ose	Tauscher
Kasich	Oxley	Tauzin
Kelly	Packard	Taylor (MS)
Kennedy	Pallone	Taylor (NC)
Kildee	Pascarella	Terry
Kilpatrick	Pastor	Thomas
Kind (WI)	Payne	Thompson (CA)
King (NY)	Pease	Thompson (MS)
Kingston	Pelosi	Thornberry
Kleczka	Peterson (MN)	Thune
Knollenberg	Peterson (PA)	Thurman
Kolbe	Petri	Tiahrt
Kucinich	Phelps	Tierney
Kuykendall	Pickering	Toomey
LaFalce	Pickett	Traficant
LaHood	Pitts	Turner
Lampson	Pombo	Udall (CO)
Lantos	Pomeroy	Upton
Largent	Porter	Velázquez
Larson	Portman	Visclosky
Latham	Price (NC)	Vitter
LaTourrette	Pryce (OH)	Walden
Lazio	Radanovich	Walsh
Leach	Rahall	Wamp
Lee	Ramstad	Waters
Levin	Rangel	Watkins
Lewis (CA)	Regula	Watt (NC)
Lewis (GA)	Reyes	Watts (OK)
Lewis (KY)	Reynolds	Waxman
Linder	Riley	Weiner
LoBiondo	Rivers	Weldon (FL)
Lowe	Rodriguez	Weldon (PA)
Lucas (KY)	Roemer	Weller
Lucas (OK)	Rogers	Wexler
Luther	Rohrabacher	Weygand
Maloney (CT)	Ros-Lehtinen	Whitfield
Manzullo	Rothman	Wicker
Markey	Roukema	Wilson
Martinez	Roybal-Allard	Wise
Mascara	Rush	Wolf
Matsui	Ryan (WI)	Wu
McCarthy (MO)	Ryun (KS)	Wynn
McCarthy (NY)	Sabo	Young (AK)
McCollum	Sanchez	Young (FL)

NAYS—13

Bentsen	Jefferson	Scarborough
Chenoweth-Hage	Maloney (NY)	Sensenbrenner
Doggett	Paul	Stark
Jackson-Lee	Royce	Stearns
(TX)	Sanford	

NOT VOTING—27

Ackerman	Campbell	Jones (OH)
Barton	Capps	Klink
Borski	Dicks	Lipinski
Brady (PA)	Fattah	Lofgren

McIntosh	Owens	Stupak
Miller, George	Quinn	Towns
Murtha	Rogan	Udall (NM)
Nethercutt	Salmon	Vento
Norwood	Shadegg	Woolsey

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Mr. MOAKLEY changed his vote from “nay” to “yea.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. SHADEGG. Mr. Speaker, I was attending my daughter's high school graduation and was unable to vote on rollcall No. 210. Had I been present, I would have voted “yes.”

PERSONAL EXPLANATION

Mr. NETHERCUTT. Mr. Speaker, I was unavoidably detained during rollcall vote 209 and 210. I request that the RECORD reflect that had I been present I would have voted “aye” on both votes.

PERSONAL EXPLANATION

Mrs. CAPPS. Mr. Chairman, today the House considered H.R. 4475, the Transportation Appropriations bill for FY2001. Due to an important family event, I was unable to vote on the measure. Had I been here, I would have voted “yes” on rollcall No. 210 and “no” on rollcall No. 209.

LEGISLATIVE PROGRAM

(Mr. BONIOR asked and was given permission to address the House for 1 minute.)

Mr. BONIOR. Mr. Speaker, I take this time for the purpose of inquiring from the majority leader the schedule for the remainder of the day and next week.

Mr. ARMEY. Mr. Speaker, will the gentleman yield?

Mr. BONIOR. I yield to the gentleman from Texas.

Mr. ARMEY. Mr. Speaker, I am pleased to announce that the House has completed its legislative business for the week.

The House will next meet on Monday, May 22, at 12:30 p.m. for morning hour and 2:00 p.m. for legislative business. We will consider a number of bills under suspension of the rules, a list of which will be distributed to Members' offices later today. On Monday, no recorded votes are expected before 6:00 p.m.

Mr. Speaker, it should be noted that there will be continuing work for a short period of time in this Chamber today on the Intelligence reauthorization, but no votes will be ordered.

On Tuesday, May 23, and the balance of the week, the House will consider the following measures, all of which will be subject to rules:

H.R. 4461, agriculture appropriations for fiscal year 2001;

Legislative branch appropriations for fiscal year 2001;

H.R. 4444, authorizing the extension of nondiscriminatory treatment to the People's Republic of China;

H.R. 3916, the Telephone Excise Tax Repeal Act; and

H.R. 1304, the Quality Health-Care Coalition Act of 1999.

Mr. Speaker, conferees are also working very hard to wrap up their work on S. 761, the Millennium Digital Commerce Act, and H.R. 2559, the Agricultural Risk Protection Act. I am hopeful that we will be able to schedule both of these conference reports for consideration in the House next week.

Mr. Speaker, I thank the gentleman for yielding, and I wish all my colleagues a good weekend back in their districts.

Mr. BONIOR. Mr. Speaker, I thank the gentleman for the information, and would ask him what days he expects the two appropriation bills, the agriculture bill and the legislative branch bill, to come to the floor?

Mr. ARMEY. I thank the gentleman for his request. It is our hope and expectation we will do agriculture appropriations on Tuesday, and expect then also to follow up with the other appropriation bill as quickly as possible.

Mr. BONIOR. Mr. Speaker, on the China debate, the Speaker has indicated to me that he expects that to occur on Wednesday. Is that the gentleman's understanding on the debate and vote on China?

Mr. ARMEY. Again, if the gentleman will continue to yield, I think it is probably better to say Wednesday or Thursday. We want it as soon as possible, but, as the gentleman knows, on votes of this magnitude any number of things can come along. So it will be Wednesday or Thursday; hopefully Wednesday.

Mr. BONIOR. So it is possible that it may slip until Thursday?

Mr. ARMEY. It is possible. I do not anticipate that, but I think it is only prudent to say that.

Mr. BONIOR. I guess it is possible it might slip altogether.

Mr. ARMEY. If the gentleman will continue to yield, the gentleman's optimism is not contagious in that regard.

Mr. BONIOR. Let me request of my colleague and the distinguished Committee on Rules chairman that adequate time be reserved on this issue for all Members to have a chance to express themselves. If it is indeed, as some on your side have said, one of the biggest votes, not only of this Congress but in a generation, then it seems to me that all Members on all different sides of this issue ought to have a chance to express themselves. So I would hope that the majority would err on the side of generosity with respect to time here, as opposed to trying to cram this into a short afternoon or a morning.

Mr. ARMEY. I thank the gentleman for that observation. If the gentleman would continue to yield, let me just say we will work with both sides of the aisle on both sides of the issue to try to get ample time for all Members.

Mr. BONIOR. I gather from the gentleman's comments that the majority has not decided yet on how to treat the Bereuter-Levin proposal in terms of whether it will be grafted on to the main issue at hand, or it will come out separately. Has there been a decision made on that that we could apprise people of?

Mr. ARMEY. If the gentleman will continue to yield, first of all, I should like to take a moment to thank both the gentleman from Nebraska (Mr. BERREUTER) and the gentleman from Michigan (Mr. LEVIN) for their hard work and willingness to work with everybody concerned with this. We will do everything we can to find a way to make sure they can be assured their work will be managed throughout the entire process.

Mr. BONIOR. Mr. Speaker, I thank the gentleman.

INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2001

Mr. GOSS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 506 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 506

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4392) to authorize appropriations for fiscal year 2001 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 4(a) of rule XIII are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Permanent Select Committee on Intelligence. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence now printed in the bill. The committee amendment in the nature of a substitute shall be considered by title rather than by section. Each title shall be considered as read. Points of order against the committee amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI are waived. No amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause

8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

The SPEAKER pro tempore (Mr. THORNBERRY). The gentleman from Florida (Mr. GOSS) is recognized for 1 hour.

Mr. GOSS. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to my friend, the distinguished gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, H. Res. 506 is a modified open rule providing for the consideration of H.R. 4392, the Intelligence Authorization Act. The most notable provision in this modified open rule is the requirement that Members wishing to offer amendments were asked to have them preprinted in the CONGRESSIONAL RECORD prior to their consideration. Notice of this requirement was provided on Monday of this week.

This provision does make sense, given the unique nature of the matters covered in this particular bill. In the past, we have found it works well to allow the Permanent Select Committee on Intelligence the opportunity to review potential amendments ahead of time in order to work with Members to ensure that no classified information is inadvertently disclosed or discussed during our floor debate. By no means is it our intent to shut out any debate on the bill in any way; we simply want to use extra caution in terms of making sure sensitive material is properly protected.

As is customary, the rule provides 1 hour of general debate, equally divided between the chairman and ranking member of the Permanent Select Committee on Intelligence. The rule makes in order the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence as an original bill for the purpose of amendment.